

NOTICE OF EMERGENCY RULE-MAKING

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S. §§6172, 6192, 6193 & 6194

Struck text is being removed, and underlined text is being added

BASIS STATEMENT

The Commissioner of the Maine Department of Marine Resources amends the emergency DMR Chapter 96.10 Area No. 64-A, Swans Isl., Mt. Desert Isl. and Schoodic Point to Petit Manan Point. This rule expands the closure for mussels and carnivorous snails to include the areas of Matinicus Island and Isle au Haut due to PSP reaching dangerous levels in those areas. All existing pollution and red tide/psp closures remain in effect. As authorized by 12 M.R.S. §§6172, 6192, 6193 & 6194 the Commissioner of Marine Resources adopts emergency amendments to Chapter 95.11.

RULE TITLE AND SUBJECT: DMR Chapter 96.10 Area No. 64-A, Swans Isl., Mt. Desert Isl. and Schoodic Point to Petit Manan Point is amended as follows:

TITLE & TEXT OF RULE: DMR Chapter 96.10 Area No. 64-A, Matinicus Island, Isle au Haut, Swans Isl., Mt. Desert Isl., and Schoodic Point to Petit Manan Point and Mt. Desert Rock

Effective immediately, because of paralytic shellfish poisoning (PSP), it shall be unlawful to dig, take or possess any mussels or carnivorous snails from the shores, flats and waters: east of a line beginning at the western tip of Matinicus Island, then running due south to the limits of U.S. jurisdiction; AND south of a line beginning at the northwest tip of Matinicus Island, then running northeast to the north tip of Kimball Head (Isle au Haut), then northeast to the northern tip of Burnt Island (Isle au Haut), then northeast to the west tip of Fog Island (Isle au Haut) and then running northeast to the southwest tip of Tinker Island (Tremont) and then north to Alleys Pt (Bartlett Island) AND south of a line running from the boat ramp at Bartlett Narrows (Pretty Marsh) due west to Bartlett Island; AND south of a line running from Hulls Cove northeast to the South Gouldsboro boat ramp; AND west of a line beginning at the southernmost tip of land on Petit Manan Point, then running due south to the limits of M.E. territorial waters.

~~Effective immediately, because of paralytic shellfish poisoning (PSP), it shall be unlawful to dig, take or possess any mussels or carnivorous snails from the shores, flats and waters: east of a line beginning at Alleys Point on Bartlett Island, then running southwest to the northern tip of Tinker Island, then running southwest to Fog Island, then running due south to the limits of M.E. territorial waters; AND south of a line running from the boat ramp at Bartlett Narrows (Pretty Marsh) due west to Bartlett Island; AND south of a line running from Hulls Cove northeast to the South Gouldsboro boat ramp; AND west of a line beginning at the southernmost tip of land on Petit Manan Point, then running due south to the limits of M.E. territorial waters.~~

Effective immediately, because of paralytic shellfish poisoning (PSP), it shall be unlawful to dig, take or possess any clams from the shores, flats and waters: south and east of a line running from the South Gouldsboro boat ramp to east shore of Stave Island, then running south to the southern tip of Ironbound Island, then running due south to the limits of M.E. territorial waters; AND west of a line running from Cranberry Point (Corea) due south to the limits of M.E. territorial waters.

Effective immediately, because of paralytic shellfish poisoning (PSP), it shall be unlawful to dig, take or possess all species of clams, mussels and carnivorous snails from all shores, flats and waters surrounding Mount Desert Rock and out to the limits of U.S. jurisdiction.

EFFECTIVE DATE: May 24, 2012

EFFECTIVE TIME: 2:32 PM



Maine Department of Marine Resources

PSP Area No. 64-A



5/24/12

Swans Isl., Mt. Desert Isl., Schoodic Point to Petit Manan Pt. and Mt. Desert Rock

All pre-existing bacterial closures in these areas remain in effect

Legend

-  ALL PSP mussel, European oyster and snail closure
-  PSP Clam

